

1 ROB L. PHILLIPS
Nevada Bar No. 8225
2 Rob.phillips@fisherbroyles.com
FISHERBROYLES, LLP
3 5670 Wilshire Blvd., Suite 1800
Los Angeles, California 90036
4 Telephone: (702) 518-1239
Counsel for Plaintiffs/Counter-Defendants

5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**

7 Dennis R. Miller, an individual, and Omni
8 Block, a Nevada Corporation,

9 Plaintiff,

10 v.

11 Edward M. Weinmann, an individual, and
12 Advanced Masonry Consulting Inc., a Florida
Corporation,

13 Defendants.

14 Edward M. Weinmann, an individual,

15 Counterclaimant,

16 v.
17

18 Dennis R. Miller, an individual, and Omni
19 Block, a Nevada Corporation,

20 Counter-Defendants.
21
22
23
24

Case No. 2:19-CV-02213-JCM-DJA

**JOINT STIPULATION AND ORDER
TO AMEND THE JOINT
DISCOVERY PLAN AND
SCHEDULING ORDER**

(SECOND REQUEST)

25 Plaintiffs and Counter-Defendants, Dennis R. Miller and Omni Block, (“Plaintiffs”) and
26 Defendants and Counterclaimants, Edward M. Weinmann and Advanced Masonry Consulting,
27 Inc., (“Defendants”) hereby stipulate to amend the Joint Discovery Plan and Scheduling Order
28

1 pursuant to L.R. 26-3. Specifically, the parties seek an additional 60 days to submit the pre-trial
2 order.

3 The requirements of LR 26-3 are established:

4 1. A statement specifying the discovery completed and a specific description of the
5 discovery that remains to be completed (LR 26-3(a), (b)):

6 Discovery closed on August 19, 2022. No further discovery is needed, and the parties do
7 not seek to reopen discovery or otherwise amend the discovery cut-off date.

8 2. The reasons why the deadline was not satisfied (LR 26-3(c)):

9 Good cause exists to extend the deadline for submission of the pre-trial order. The parties
10 are in the process of reviewing and culling from over 10,000 pages of documents produced during
11 discovery and exchanging exhibit lists. While those efforts have been productive, additional time
12 is necessary due to the significant amount of work involved, the holidays, and the trial schedule of
13 Defendants' counsel.

14 //

15 //

16 //

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

27 //

28 //

3. A proposed schedule for completing all remaining discovery (LR 26-3(d)):

Event	Prior Deadline	Proposed New Deadline
Initial Disclosures	Friday, January 22, 2021	N/A
Motions to Amend Pleadings	Thursday, April 8, 2021	N/A
Discovery Cut-Off	Friday, August 19, 2022	N/A
Expert Designations	Monday, May 10, 2021	N/A
Rebuttal Expert Designations	Wednesday, June 9, 2021	N/A
Dispositive Motion Deadline	Monday, October 17, 2022	N/A
Pre-Trial Order Deadline	Monday, November 27, 2023	Friday, January 26, 2024

IT IS SO STIPULATED.

Dated: November 27, 2023

Dated: November 27, 2023

/s/ Robert W. Hernquist

/s/ Rob L. Phillips

ROBERT W. HERNQUIST
HOWARD & HOWARD

ROB L. PHILLIPS
FISHERBROYLES, LLP

Attorneys for Defendants and
Counterclaimants

Attorneys for Plaintiffs and
Counter-Defendants

//

//

//

//

//

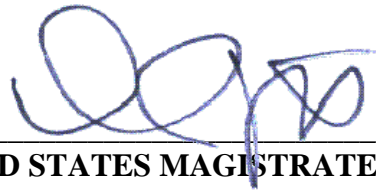
//

ORDER

This Court, having reviewed and considered the Stipulation by the parties, and Good Cause Appearing therefore, the Pre-Trial Order deadline is extended as agreed to by the parties as follows:
The deadline to submit the Joint Pre-Trial Order is hereby extended to January 26, 2024.

IT IS SO ORDERED.

DATED this 11th day of December, 2023.



UNITED STATES MAGISTRATE JUDGE